

Express Mail No.: EV 335 858 234 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Donald J. KYLE and Qun SUN

Serial No.: 10/625,708

Art Unit: To be assigned

Filed: July 24, 2003

Examiner: To be assigned

Title: THERAPEUTIC AGENTS USEFUL
FOR TREATING PAIN

Attorney Docket No: 6750-174-999

STATUS REQUEST

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Pursuant to MPEP § 203.08, Applicants request to be advised of the status of the above-identified application. On July 24, 2003, Attorneys for Applicants filed the above-identified non-provisional application, including an unexecuted Declaration and Power of Attorney, in person at the attorney walk-up window at Crystal Plaza 2. A copy of the Utility Patent Application Transmittal filed with the application is enclosed in Exhibit 1. At the time of filing, Attorneys for Applicants received a date-stamped itemized receipt card (stamped July 24, 2003) for the documents filed. A copy of the date-stamped itemized receipt card is enclosed in Exhibit 2. Another postage-paid receipt postcard is believed to have been returned to Attorneys for Applicants bearing the above application serial number.

Thereafter, neither the Applicants nor Attorneys for Applicants have received any further correspondence from the USPTO, e.g., a Filing Receipt and/or a Notice to File Missing Parts, in connection with the above-identified application. Accordingly, Attorneys for Applicants are submitting this written status inquiry.

Also enclosed is a Correspondence Address Indication Form providing a new address to which correspondence should be directed.

No fee is believed due. Should any fee be required please charge the necessary amount to Jones Day Deposit Account No. 16-1150.

Respectfully submitted,

Samuel B. Abramsky

George A. Samuel 42140
30,605

Date: January 16, 2003

Samuel B. Abrams

(Reg. No.)

JONES DAY

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Enclosures

*Please type a plus (+) inside this box



PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>	<i>Attorney Docket No.</i>	6750-174-999	<i>Total Pages</i>	172
	<i>First Named Inventor or Application Identifier</i>			
	D. KYLE et al.			
	<i>Express Mail Label No.</i>			

APPLICATION ELEMENTS <i>See MPEP chapters 600 concerning utility patent application contents.</i>	Commissioner for Patents Box Patent Application P.O. Box 1450 Alexandria, VA 22313-1450
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1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims Small Entity status, see 37 C.F.R. § 1.27
3. ☒ Specification [Total Pages 170]
(preferred arrangement set forth below, MPEP 1503.01)
- Descriptive title of the Invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R&D
- Reference to Microfiche Appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description of the Invention (including drawings, if filed)
- Claim(s)
- Abstract of the Disclosure
4. ☐ Drawing(s) (35 USC 113) [Total Sheets]
5. ☒ Oath or Declaration (unexecuted) [Total Sheets 2]
a. ☐ Newly executed (original or copy)
b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
a. ☐ Computer Readable Form (CRF)
b. ☐ Specification Sequence Listing on:
i. ☐ CD-ROM or CD-R (2 copies); or
ii. ☐ paper
c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(i). Applicant must attach form PTO/SB/35 or it's equivalent
17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) | of prior application No.: filed

Prior application information:

Examiner:

Group Art Unit:

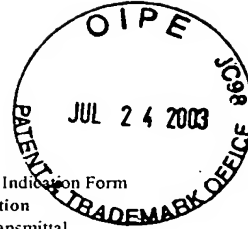
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number	20582 <i>Insert Customer No.</i>	or <input type="checkbox"/> Correspondence address below		
NAME				
ADDRESS				
CITY	STATE	ZIP CODE		
COUNTRY	TELEPHONE	FAX		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

Express Mail No. First Class Mail 0
Date Mailed July 24, 2003
Serial No. To be assigned Filed: Concurrently Herewith
Inventor: KYLE *et al.*
For THERAPEUTIC AGENTS USEFUL FOR TREATING PAIN



- ☐ Affidavit/Declaration
☐ Amendment
☒ **Application 172 pages**
☒ **207 Claims 0 Drawing Sheets**
☐ Appeal, Notice of
☐ Assignment
☐ Brief (in Triplicate)
☒ **Declaration (unexecuted)**
☐ Design Application
☐ Disclaimer
☐ Disclaimer
☐ Disclosure Statement ☐ Form PTO-1449
 ☐ w/ refs. ☐ w/o refs.
☐ Drawings, Formal
 Sheets Figures

☐ Fee Address Indication Form
☒ **Fee Calculation**
☐ Issue Fee Transmittal
☐ Letter
☐ Oral Hearing Request/Confirm
☐ Petition to Extend Time
☐ Petition Under 37 C.F.R.
☐ Power of Attorney w/ Submission
☐ Associate w/Revocation
☐ Sequence Listing w/ Computer
 Readable and Paper Copy
☐ Small Entity Statement
☐ Status Letter
☒ **Transmittal Letter**
☒ **Fee By Deposit Account**
 16-1150

Other:
File no.6750-174-999 Sender: SBA/PED

File no. 6750-174-999 Sender: SBA/PED
* Return Receipt *

Other: _____

File No. _____ Sender: _____